

Honorable Benjamin H. Settle

Charles Bond, Esq. (SBN 060611)  
Matthew Brinegar (SBN 277517)  
PHYSICIANS' ADVOCATES  
821 Bancroft Way  
Berkeley, CA 94710  
Telephone: 510.841.7500  
Facsimile: 510.841.5022

Attorneys for Plaintiff  
DEBORAH CAHILL, M.D.

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

DEBORAH CAHILL, M.D.,

Plaintiff,

v.

FRANCISCAN HEALTH SYSTEM, a  
Washington non-profit corporation,

Defendant.

NO. 3:12-cv-5829-BHS

**STIPULATION AND ORDER  
ALLOWING PLAINTIFF TO FILE  
SECOND AMENDED COMPLAINT  
FOR DAMAGES**

NOTE ON MOTION CALENDAR  
TUESDAY, NOVEMBER 19, 2013

**WHEREAS** on July 25, 2012, Plaintiff, Deborah Cahill, M.D. ("Plaintiff") filed her Complaint for, *inter alia*, violations of the Americans' with Disabilities Act, the Rehabilitation Act, and the Washington Law Against Discrimination against Franciscan Health System ("Defendant").

**WHEREAS** on April 29, 2013, Plaintiff amended her Complaint to add breach of contract and breach of the implied covenant of good faith and fair dealing claims.

**WHEREAS** Plaintiff seeks to file her Second Amended Complaint for Damages, which adds two causes of action for Intentional and Negligent Infliction of Emotional Distress.

1       **WHEREAS** a copy of Plaintiff's proposed Second Amended Complaint for Damages  
2 is attached hereto as **Exhibit "A."**

3       **IT IS HEREBY STIPULATED**, by and between Plaintiff and Defendant, by and  
4 through their respective counsel, that:

5       1. Plaintiff should be granted leave to amend to file her Second Amended  
6 Complaint for Damages, a copy of which is attached hereto as **Exhibit "A."**

7       2. Defendant's responsive pleading shall be due thirty (30) days after the Second  
8 Amended Complaint for Damages is filed.

9 //

10 //

11 //

12 //

13 //

14 //

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

**ORDER**

The Court having reviewed the foregoing Stipulation, and good cause appearing therefore:

**IT IS HEREBY ORDERED** that Plaintiff, Deborah Cahill, M.D., is granted leave to file her Second Amended Complaint for Damages, a copy of which is attached hereto as **Exhibit "A."**

**IT IS ALSO ORDERED** that Defendant's responsive pleading shall be due thirty (30) days after the Second Amended Complaint for Damages is filed.

**IT IS FURTHER ORDERED** that the Second Amended Complaint for Damages is deemed filed as of the date this Order is transmitted via the CM/ECF system.

IT IS SO ORDERED.

SO ORDERED this 20 th day of November, 2013

  
Honorable Judge Benjamin H. Settle

DATED: November 19, 2013

Respectfully Submitted,  
PHYSICIANS' ADVOCATES

By: /s/ Matthew A. Brinegar  
Charles Bond (admitted pro hac vice)  
Matthew A. Brinegar (WSBA No. 42361)  
Attorneys for Plaintiff Deborah Cahill, M.D.

DATED: November 19, 2013

By: /s/ Rhianna Fronapfel  
Bruce W. Megard (WSBA No. 27560)  
Rhianna Fronapfel (WSBA No. 38636)  
BENNETT BIGELOW & LEEDOM, P.S.  
601 Union Street, Suite 1500  
Seattle, WA 98101  
Attorneys for Defendant Franciscan Health System

EXHIBIT “A”